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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/974,055	10/11/2001	Takeshi Shimizu	028918.01	7629
25944 75	590 10/12/2004	1	EXAM	INER
OLIFF & BERRIDGE, PLC			HUYNH, CONG LAC T	
P.O. BOX 19928 ALEXANDRIA, VA 22320		ART UNIT	PAPER NUMBER	
			2178	

DATE MAILED: 10/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.	Applicant(s)	
09/974,055	SHIMIZU ET AL.	
Examiner	Art Unit	
Cong-Lac Huynh	2178	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 03 June 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

, ,	
PERIOD FOR REPLY [check either a) or b)]	
a) The period for reply expires <u>6</u> months from the mailing date of the final rejection.	
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set for no event, however, will the statutory period for reply expire later than SIX MONTHS from the mai ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF 706.07(f).	ling date of the final rejection.
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 Cfee have been filed is the date for purposes of determining the period of extension and the corresponding at fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for rep (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the matimely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).	mount of the fee. The appropriate extension ly originally set in the final Office action; or
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal	
2. The proposed amendment(s) will not be entered because:	
(a) $oxed{\boxtimes}$ they raise new issues that would require further consideration and/or search	ı (see NOTE below);
(b) ☐ they raise the issue of new matter (see Note below);	
(c)	sterially reducing or simplifying the
(d) they present additional claims without canceling a corresponding number o	f finally rejected claims.
NOTE: See Continuation Sheet.	
3. Applicant's reply has overcome the following rejection(s):	
4. Newly proposed or amended claim(s) would be allowable if submitted in a canceling the non-allowable claim(s).	separate, timely filed amendment
5.⊠ The a) affidavit, b) exhibit, or c) request for reconsideration has been corapplication in condition for allowance because: the request was substantially based	
6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY raised by the Examiner in the final rejection.	Y to issues which were newly
7.⊠ For purposes of Appeal, the proposed amendment(s) a)⊠ will not be entered or explanation of how the new or amended claims would be rejected is provided be	
The status of the claim(s) is (or will be) as follows:	
Claim(s) allowed: <u>2-5 and 7-9</u> .	
Claim(s) objected to:	
Claim(s) rejected: 10-14.	
Claim(s) withdrawn from consideration:	
8. The drawing correction filed on is a) approved or b) disapproved b	y the Examiner.
9. Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)	
10. Other:	Start
	STEPHEN S. HONG

PRIMARY EXAMINER

Continuation of 2. NOTE: the amended limitation to independent claims 10 and 13 would require further consideration and/or search. .